

ATTORNEY DOCKET NO.: 2002834-0232 (Bacterial Delivery DIV2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Caplan

Examiner:

NYA

Serial No.:

10/728,323

Art Unit:

1644

Filing Date:

December 4, 2003

Title:

MICROBIAL DELIVERY SYSTEM

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

CORRECTION OF INVENTORSHIP IN A NONPROVISIONAL APPLICATION UNDER 37 C.F.R. § 1.48(f)(1)

The above-referenced nonprovisional application did not name the correct inventors at the time of filing. The application was filed without an executed oath or declaration under 37 C.F.R. § 1.63 by any of the inventors. The enclosed executed Declaration is the first submission of an executed oath or declaration under 37 C.F.R. § 1.63 by any inventor during the pendency of the application, and therefore acts to correct the earlier identification of inventorship.

Accordingly, the person named as the sole inventor of the subject application is MICHAEL J. CAPLAN of Woodridge, CT. All other inventors should be deleted from the application.

Certificate of Mailing

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 1450

June 22, 2004_

Date

Kathy Hart Gagnon

Typed or Printed Name of person signing certificate

Atty. Docket No. 2002834-0232 Client Reference: (Bacterial Delivery DIV2) Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 03-1721.

Respectfully Submitted, CHOATE, HALL & STEWART

Date: June 22, 2004

Charles Lyon, D.Phil. Agent for Applicant

Limited Recognition Under 37 C.F.R. §10.9(b)

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